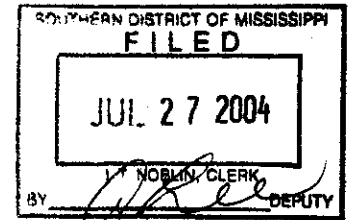


IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHER DISTRICT OF MISSISSIPPI
HATTIESBURG DIVISION



WILL-DRILL RESOURCES, INC.

PLAINTIFF

V.

CASE NO. 2:04-CV-248B, Su

SIGNAL, LLC, et al.

DEFENDANTS

COMPLAINT

COMES NOW, Will-Drill Resources, Inc. (Will-Drill) by and through its attorneys, and files this Complaint for declaratory judgment, to remove clouds on title, and for damages for the following reasons:

PARTIES

1. The Plaintiff in this case is Will-Drill Resources, Inc., a Louisiana corporation domiciled at 416 Travis Street, Suite 1200, Shreveport, Louisiana 71101. Will-Drill is qualified to do business in the State of Mississippi.

2. The following parties are Defendants in this case and are domiciled at, and may be served with process, at the following respective addresses:

- a. Signal, LLC
4273 I-55 North, Ste. 1-A
Jackson, MS 39206-6157
- b. Gulf Coast Mineral, LLC
302 W. 8th Street
Gulfshores, AL 36542
- c. David L. Perkins
218 Carmel Avenue
Jackson, MS
- d. Heirs and Estate of X. M. Frascogna
6350 I-55 North
Jackson, MS 39211

- e. Lloyd G. Spivey
P. O. Box 8
Canton, MS 39046-0008
- f. J. C. Burgess, Sr.
211 South Railroad Ave.
Brookhaven, MS 39601
- g. J. C. Burgess, Jr.
211 South Railroad Ave.
Brookhaven, MS 39601
- h. Norris Bowie
P. O. Box 1039
LaPlata, Maryland 20646
- i. Hale E. Roberts, Sr.
619 Highland Colony Pky
Ridgeland, MS 39157
- j. Louis Mullen
P. O. Box 929
Brookhaven, MS 39602-0929
- k. Robert E. Jones
P. O. Box 888
Brookhaven, MS 39602-0888
- l. Marion Buchanan
2435 N. Cheryl Dr.
Jackson, MS 39211
- m. Cooper Bryant
1084 Parkwood Place
Jackson, MS 39206
- n. Mortco, Inc.
8700 Crownhill Rd., Suite 800
San Antonio, TX 78209
- o. Jerry T. Johnston
220 North Timber St.
Brandon, Ms. 39042

JURISDICTION AND VENUE

3. This case concerns a dispute as to title to certain oil, gas and mineral leases located in Section 29, Township 9 North, Range 19 West, Jefferson Davis County, Mississippi between citizens of different states. The amount in controversy exceeds \$75,000. This Court has jurisdiction pursuant to 28 USC § 1332 and venue is proper under 28 USC §1391(a)(2).

FACTS

4. In the years 1976 through 1979, the mineral leases, which are the subject of this litigation, were taken from owners of mineral interests in Section 29, Township 9 North, Range 19 West. These leases, and original parties thereto (Lessor and Lessee), are described in Exhibit A, attached hereto. Each of these leases created a leasehold interest in the minerals owned by the Lessor which continued after the primary term, for as long as certain production or operations continued as per the term of the lease. By assignments and other transfers, the Defendants now appear to own a working interest in each of the leases as indicated for each Defendant in Exhibit A (Current WI Record Owners).

5. Since August 2002, there has been no production from any well on lands under these leases or on lands unitized therewith. Furthermore, Plaintiff would show that there have not been sufficient operations to maintain these leases, under their terms, since production ceased.

6. Beginning in October, 2003, Will-Drill has been acquiring oil, gas and mineral leases taken from the current mineral owners in said Section 29. The leases acquired and held by Will-Drill are identified in Exhibit B hereto. These leases were taken from Lessors, or their successors, who executed the Leases identified on Exhibit A,

which have now terminated. As the leasehold owner of said interests in Section 29, Will-Drill has standing to make these claims raised in this litigation.

7. Will-Drill has made written demand on each Defendant to release each lease in which they have an interest.

COUNT I

REQUEST FOR DECLARATORY JUDGMENT

8. Pursuant to Fed. R. Civ. Pro. 57, the Court can and should issue the following declaratory judgments:

A. The oil, gas and mineral leases identified and described in Exhibit A have terminated or expired due to lack of production and/or operations as required under their terms.

B. Each Defendant who has a current working interest ownership in any of the leases that have terminated and fails to comply with Miss. Code Ann. § 89-5-23 (Supp. 2003), shall forfeit the sum of One Hundred Dollars (\$100.00) for each lease in which they own an interest.

COUNT II

REMOVAL OF CLOUDS FROM PLAINTIFF'S TITLE

9. Pursuant to Miss. Code Ann. § 11-17-31, Plaintiff hereby request that the oil and gas leases identified in Exhibit A hereto be cancelled of record as a cloud on Plaintiff's paramount title, under the leases described in Exhibit B, to the leasehold interest of those minerals in Section 29.

COUNT III

DAMAGES

10. Pursuant to Miss. Code Ann. § 89-5-23(2), each Defendant, who failed or refused to release or cancel said oil, gas and mineral leases on the record upon Plaintiff's demand, should be required to pay to the Plaintiff the sum of One Hundred Dollars (\$100.00) for each lease in which they hold record title leasehold interest.

WHEREFORE, PREMISES CONSIDERED, Plaintiff prays that the Court issue a declaratory judgment that

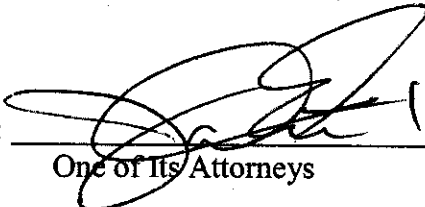
- (a) the oil, gas and mineral leases identified and described in Exhibit A have terminated or expired due to lack of production and/or operations as required under their terms; and
- (b) Each Defendant who is a Current WI Owner of any of the leases that have terminated and fails to comply with Miss. Code Ann. § 89-5-23 (Supp. 2003), shall forfeit the sum of One Hundred Dollars (\$100.00) for each lease in which they own an interest.

Plaintiff further prays that this Court cancel of record all leases identified in Exhibit A hereto, as a cloud on the paramount title to the working interests of Plaintiff in Section 29. Plaintiff further prays that this Court award to Plaintiff, from each Defendant, the sum of One Hundred Dollars (\$100.00) for each lease in which each Defendant holds a record title leasehold working interest for the failure to cancel said oil, gas and mineral lease upon demand under Miss. Code Ann. § 89-5-23(2).

Plaintiff prays for such other general or equitable relief as the Court may deem proper.

Respectfully submitted,

WILL-DRILL RESOURCES, INC.

By: 
One of Its Attorneys

OF COUNSEL:

Jefferson D. Stewart (MSB #7902)
J. Jeffrey Trotter (MSB #9670)
Adams and Reese LLP
P. O. Box 24297
Jackson, MS 39225-4297
Phone: 601/353-3234

EXHIBIT A
TERMINATED LEASES

<u>Tr/ Lse#</u>	<u>Bk/Pg</u>	<u>Lessor</u>	<u>Lessee</u>	<u>Current WI Record Owner</u>	<u>Date</u>
1-1	97/526	Rose Helen Hutchins Lee	David L. Perkins	David L. Perkins Signal, LLC Gulf Coast Minerals, LLC X.M. Frascogna Lloyd G. Spivey	12-Jul-76
1-2	97/529	Mary Nell Hutchins Riley	David L. Perkins	David L. Perkins Signal, LLC Gulf Coast Minerals, LLC X.M. Frascogna Lloyd G. Spivey	12-Jul-76
1-3 & 2-1	97/55	Maggie Bell H. Nesbit	Marion Corporation	Signal, LLC Gulf Coast Minerals, LLC	16-Jun-76
1-4	97/661	G.M. McLendon	Jessie C. Williams	Signal, LLC Gulf Coast Minerals, LLC Or JC Burgess, Sr., J.C. Burgess, Jr., Norris Bowie, Hale E. Roberts	19-Jul-76
1-5	97/655	D.E. Grubbs	J.C. Burgess, Jr.	Signal, LLC Gulf Coast Minerals, LLC Twelve-Four-II, Ltd or JC Burgess, Sr., Louis Mullen, Robert Jones	9-Jul-76
1-6 & 2-2	97/653	Margaret Cole Berry, et ux.	J.C. Burgess, Jr.	Signal, LLC Gulf Coast Minerals, LLC Twelve-Four-II, Ltd Or JC Burgess, Sr., Louis Mullen, Robert Jones	3-Jul-76
1-8	102/246	Etta Cole Daughdrill	Jerry T. Johnston	Signal, LLC Gulf Coast Minerals, LLC Jerry T. Johnston	3-Dec-76
1-9	110/546	Nancy Ann Smith Wynne	Marion Corporation	Signal, LLC Gulf Coast Minerals, LLC	4-Apr-77
1-10	111/586	Mrs. Jonnie M. Clark	Cooper Bryant	Signal, LLC Gulf Coast Minerals, LLC Marion Buchanan Cooper Bryant	14-Jun-77
4-1	96/756	Robert R. and Iva W. Hutchins	Jerry T. Johnston	Signal, LLC Gulf Coast Minerals, LLC Jerry T. Johnston	24-Jun-76
5-1	97/282	Iona H. Hutchins, James D. Hutchins II, Mrs. R. L. Fortenberry, Mrs. James Bridges, Charles Walter Hutchins, and Ruth Hutchins	Jerry T. Johnston	Signal, LLC Gulf Coast Minerals, LLC Jerry T. Johnston	1-Jul-76

EXHIBIT A
TERMINATED LEASES

<u>Tr/ Lse#</u>	<u>Bk/Pg</u>	<u>Lessor</u>	<u>Lessee</u>	<u>Current WI Record Owner</u>	<u>Date</u>
6-1	110/546	Nancy Ann Smith Wynne	Marion Corporation	Signal, LLC Gulf Coast Minerals, LLC	4-Apr-77
7-1	97/7	Norvelle Ann Hutchins Stephens et vir., Roy Stephens	Jerry T. Johnston	Signal, LLC Gulf Coast Minerals, LLC Jerry T. Johnston	24-Jun-76
8-1	97/273	Iona H. Hutchins, James D. Hutchins II, Mrs. R. L. Fortenberry, Mrs. James Bridges, Charles Walter Hutchins, and Ruth Hutchins	Jerry T. Johnston	Signal, LLC Gulf Coast Minerals, LLC Jerry T. Johnston	1-Jul-76
11-1	115/576	Betty D. Mortimer, Glenn G. Mortimer III, Anne M. Ballantyne and Mary Mortimer Campbell and the Citizen State Bank of Corpus Christi, Trustees for the Charles Campbell Trust and the Colin Campbell Trust	Mortco, Inc.	Mortco, Inc. or Signal, LLC Gulf Coast Minerals, LLC	3-Oct-77
11-2	115/167	Ridgway Management, Inc.	Marion Corporation	Signal, LLC Gulf Coast Minerals, LLC	11-Oct-77
11-3	115/165	Minerals Management Inc., a Mississippi Corporation, represented herein by E. B. McGehee, Vice President, and Dorothy F. Curtis, Assistant Secretary	Marion Corporation	Signal, LLC Gulf Coast Minerals, LLC	11-Oct-77
11-4	115/163	First National Bank of Jackson and C. R. Ridgway Jr., Trustees of the Estate of W. E. McGehee	Marion Corporation	Signal, LLC Gulf Coast Minerals, LLC	11-Oct-77
11-5	115/161	First National Bank of Jackson and C. R. Ridgway Jr., Trustee of the Estate of Della A. McGehee	Marion Corporation	Signal, LLC Gulf Coast Minerals, LLC	11-Oct-77
12-4	108/603	Leola Daughdrill Coggin	Marion Corporation	Signal, LLC Gulf Coast Minerals, LLC	5-Apr-77
12-5	108/605	Ausby Daughdrill	Marion Corporation	Signal, LLC Gulf Coast Minerals, LLC	5-Apr-77
12-6	108/607	Ener Lee Daughdrill Hemby	Marion Corporation	Signal, LLC Gulf Coast Minerals, LLC	5-Apr-77
12-7	108/609	George Robert Daughdrill	Marion Corporation	Signal, LLC Gulf Coast Minerals, LLC	5-Apr-77
12-9	109/9	Ina Mae Daughdrill Jones	Marion Corporation	Signal, LLC Gulf Coast Minerals, LLC	7-Apr-77
12-11	110/200	James Daughdrill	Marion Corporation	Signal, LLC Gulf Coast Minerals, LLC	7-Apr-77
12-12	110/467	Gladys Hurst	Marion Corporation	Signal, LLC Gulf Coast Minerals, LLC	19-May-77

EXHIBIT A
TERMINATED LEASES

<u>Tr/ Lse#</u>	<u>Bk/Pg</u>	<u>Lessor</u>	<u>Lessee</u>	<u>Current WI Record Owner</u>	<u>Date</u>
12-14	110/471	Janice Roberts	Marion Corporation	Signal, LLC Gulf Coast Minerals, LLC	20-May-77
12-16	110/475	Rev. Kenneth Roberts	Marion Corporation	Signal, LLC Gulf Coast Minerals, LLC	20-May-77

EXHIBIT B
PLAINTIFF'S LEASES

<u>Tr/ Lse #</u>	<u>Bk/Pg</u>	<u>Lessor</u>	<u>Lessee</u>	<u>Date</u>
1-1	243/11	Rose Helen Hutchins Lee	Bienville Land Services, Inc.	14-Oct-03
1-2	241/653	George H. Riley, Jr.	Bienville Land Services, Inc.	14-Oct-03
1-2	241/658	Jo Ann Riley	Bienville Land Services, Inc.	14-Oct-03
1-2	242/332	John Mark Riley, Sr.	Bienville Land Services, Inc.	14-Oct-03
1-2	241/703	Mary Nell Riley Myers	Bienville Land Services, Inc.	14-Oct-03
1-2	241/708	Joe Riley	Bienville Land Services, Inc.	14-Oct-03
1-2		Sabra Ann Riley Sullivan	Bienville Land Services, Inc.	14-Oct-03
1-3 & 2-1	241/632	Bradley Craig Morris and Elizabeth Ann Morris	Bienville Land Services, Inc.	8-Jul-03
1-4	241/668	Mrs. E. E. Thrash	Bienville Land Services, Inc.	3-Oct-03
1-4	241/638	Betty Bowen	Bienville Land Services, Inc.	3-Oct-03
1-5	241/663	Grace Grubbs	Bienville Land Services, Inc.	16-Oct-03
1-6	241/683	Francis Little	Bienville Land Services, Inc.	10-Jul-03
1-8	241/723	Josephine Cascio Daughdrill, agent and attorney-in-fact for Hubbard Daughdrill	Bienville Land Services, Inc.	16-Oct-03
1-9 & 6-1	241/629	Nancy Ann Smith Chandler, Trustee of the Nancy Ann Smith Chandler Trust	Bienville Land Services, Inc.	19-Dec-03
1-10	242/159	Betty Dixon and Ernie Clark, Joint Conservators for Jonnie M. Clark	Bienville Land Services, Inc.	19-Dec-03
4-1	241/718	Minada O. Johnston, Tr. F/b/o Bobbie P. Hutchins Trust u/w/o Iva W. Hutchins	Will-Drill Resources, Inc.	
5-1 & 8-1	241/688	Patsy M. Hutchins	Bienville Land Services, Inc.	9-Jul-03
5-1 & 8-1	242/165	Charles Walter Hutchins	Bienville Land Services, Inc.	23-Dec-03
5-1 & 8-1	241/713	James R. Bridges and Mary Ellen Bridges	Bienville Land Services, Inc.	6-Oct-03
5-1 & 8-1	241/693	Gwendolyn Hutchins Fortenberry and Robert L. Fortenberry	Bienville Land Services, Inc.	10-Jul-03
5-1 & 8-1	241/673	Ruth Ellen Bridges	Bienville Land Services, Inc.	6-Oct-03
6-1		Nancy Ann Smith Chandler Trust	Bienville Land Services, Inc.	12-Dec-03
7-1	241/678	Norvelle Ann Hutchins Stephens and Roy Stephens	Bienville Land Services, Inc.	8-Jul-03

EXHIBIT B
PLAINTIFF'S LEASES

<u>Tr/ Lse #</u>	<u>Bk/Pg</u>	<u>Lessor</u>	<u>Lessee</u>	<u>Date</u>
11-1		Glenn G. Mortimer, III	Bienville Land Services, Inc.	19-Dec-02
11-1		Anne Minor Mortimer Ballantyne	Bienville Land Services, Inc.	19-Dec-02
11-1		Dorchester Royalty Corporation	Bienville Land Services, Inc.	19-Dec-02
11-2	243/38	Ridgway Management, Inc.	Will-Drill Resources, Inc.	17-Feb-04
11-3	243/85	Minerals Management, Inc.	Will-Drill Resources, Inc.	20-Mar-04
11-4	243/41	C. R. Ridgway, IV and Trustmark National Bank of Jackson, Co-Trustees of the Trust under the will of W. E. McGehee	Will-Drill Resources, Inc.	17-Feb-04
11-5	243/44	C. R. Ridgway, IV and Trustmark National Bank of Jackson, Co-Trustees of the Trust under the will of Della A. McGehee	Will-Drill Resources, Inc.	17-Feb-04
12-4		Rosaline C. Martin	Bienville Land Services, Inc.	6-Nov-03
12-5	242/317	Ausby Daughdrill	Bienville Land Services, Inc.	6-Nov-03
12-6	242/302	Ener Lee Hemby	Bienville Land Services, Inc.	6-Nov-03
12-7	242/312	George Robert Daughdrill	Bienville Land Services, Inc.	6-Nov-03
12-9	242/435	William Jones	Bienville Land Services, Inc.	4-Nov-03
12-9	242/455	Robert Jones	Bienville Land Services, Inc.	4-Nov-03
12-9	242/450	Betty Rose Chisom	Bienville Land Services, Inc.	4-Nov-03
12-9	242/445	James Lavell Jones	Bienville Land Services, Inc.	4-Nov-03
12-11	242/327	James Daughdrill	Bienville Land Services, Inc.	6-Nov-03
12-12	242/307	Gladys Hurst Leto	Bienville Land Services, Inc.	16-Oct-03
12-16	242/297	Kenneth Roberts	Bienville Land Services, Inc.	16-Oct-03

CIVIL COVER SHEET

2:04-(V-248)BSU

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I. (a) PLAINTIFFS

WILL-DRILL RESOURCES, INC.

Bossier Parish, Louisiana

(b) County of Residence of First Listed Plaintiff

(EXCEPT IN U.S. PLAINTIFF CASES)

DEFENDANTS

SIGNAL, LLC, ET AL.

Hinds County, Mississippi

County of Residence of First Listed

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONTEST CASES, STATE THE NATURE OF THE LAND INVOLVED.

(c) Attorney's (Firm Name, Address, and Telephone Number)

Jefferson D. Stewart (MSB 7902) & J. Jeffrey Trotter (MSB 9670)
Adams and Reese LLP, P.O. Box 24297 Jackson, MS 39225-4297,
(601) 353-3234

Attorneys (If Known)

JUL 27 2004

J. Y. NOBLIN, CLERK

II. BASIS OF JURISDICTION

(Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
☐ 2 U.S. Government Defendant
☐ 3 Federal Question (U.S. Government Not a Party)
☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- Citizen of This State ☐ 1 ☒ 2
Incorporated or Principal Place of Business In This State ☐ 3 ☒ 4
Citizen of Another State ☒ 1 ☐ 2
Incorporated and Principal of Business In Another State ☒ 3 ☐ 4
Citizen or Subject of a Foreign Country ☐ 5 ☐ 6
Foreign Nation ☐ 7 ☐ 8

IV. NATURE OF SUIT

(Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury PERSONAL INJURY <input type="checkbox"/> 362 Personal Injury—Med. Malpractice <input type="checkbox"/> 365 Personal Injury—Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))	<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination <input type="checkbox"/> Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes <input type="checkbox"/> 890 Other Statutory Actions
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input checked="" type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 440 Other Civil Rights	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> Habeas Corpus: <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition	LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609

V. ORIGIN

(PLACE AN "X" IN ONE BOX ONLY)

- ☒ 1 Original Proceeding
☐ 2 Removed from State Court
☐ 3 Remanded from Appellate Court
☐ 4 Reinstated or Reopened
☐ 5 Transferred from another district (specify)
☐ 6 Multidistrict Litigation
☐ 7 Appeal to District Judge from Magistrate Judgment

VI. CAUSE OF ACTION

(Cite the U.S. Civil Statute under which you are filing and write brief statement of cause. Do not cite jurisdictional statutes unless diversity.)

28 USC 1332 and 28 USC 1391(a)(2) - Diversity Jurisdiction

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION DEMAND UNDER F.R.C.P. 23

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

7/23/04

FOR OFFICE USE ONLY

RECEIPT #

14007437

AMOUNT

150.00

APPLYING IFP

JUDGE

MAG. JUDGE